

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

MATTHEW RAY RILEY, )  
Petitioner, )  
v. ) Case No. CIV-06-799-T  
JANICE MELTON, Warden, )  
Respondent. )

**O R D E R**

This matter is before the Court for review of the Report and Recommendation issued by United States Magistrate Judge Valerie K. Couch pursuant to 28 U.S.C. § 636(b)(1)(b) on August 3, 2006. Judge Couch recommends the Petition Under 28 U.S.C. § 2254 for Writ of Habeas Corpus be transferred to the United States District Court for the Northern District of Oklahoma pursuant to 28 U.S.C. § 2241(d).<sup>1</sup>

The record reflects Petitioner has neither filed a timely objection to the Report nor requested additional time to object. The Court finds Petitioner has waived further review of the transfer issue and, therefore, adopts the Report and Recommendation [Doc. 5] in its entirety.

This action is transferred to the United States District Court for the Northern District of Oklahoma.

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<sup>1</sup> Judge Couch also recommends the Motion for Leave to Proceed In Forma Pauperis [Doc. 2] be transferred for determination by the transferee court. (Report at 1, n.1.)

IT IS SO ORDERED this 12<sup>th</sup> day of September, 2006.



RALPH G. THOMPSON  
UNITED STATES DISTRICT JUDGE